

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

**FARMERS  
TELECOMMUNICATIONS  
COOPERATIVE, INC.,**

**Plaintiff,**

**V.**

**CIVIL ACTION NO. 2:06cv-00790-WC**

**VERIZON BUSINESS NETWORK  
SERVICES INC. and QWEST  
COMMUNICATIONS  
CORPORATION,**

## Defendants.

**MOTION FOR LEAVE TO FILE AMENDED CROSS-CLAIMS**

COMES NOW, Defendant, Verizon Business Network Services Inc. (“Verizon”), by and through its undersigned counsel, and respectfully requests this Honorable Court to grant leave, permitting Defendant to amend its cross-claims against Qwest Communications Corporation (“Qwest”). In support thereof, Verizon states as follows:

1. Plaintiff, Farmers Telecommunications Cooperative, Inc. (“Farmers”), filed its complaint on September 1, 2006. On February 28, 2007, Verizon filed an answer, counterclaims, and cross-claims. On March 23, 2007, Farmers answered Verizon’s counterclaims and Qwest answered Verizon’s cross claims.

2. This Court entered an order on March 1, 2007, which allows the parties to amend the pleadings before May 15, 2007. *See* Docket 29, § 4.

3. On April 24, 2007, Farmers filed its First Amended Complaint for Declaratory Judgment. *See* Docket 36. Farmers filed a motion seeking leave to file its amended complaint on April 25, 2007.

4. Verizon seeks leave to amend its cross-claims against Qwest in the same document in which it files its First Amended Answer to Farmers' First Amended Complaint. The proposed amendment to the cross-claims does not change the subject matter of the dispute and will not broaden the scope of discovery in this case. The proposed amendment merely adds an additional legal basis for Verizon's cross-claims against Qwest.

Respectfully submitted this 8th day of May 2007.

**s/ Robin H. Jones**

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**CERTIFICATE OF SERVICE**

I hereby certify that on May 8, 2007, I electronically filed the foregoing using the CM/ECF system, which will provide electronic service copies to the following:

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